

EXHIBIT 16

Miguel Mejia
August 21, 2018

1

Page 1

1
2 UNITED STATES DISTRICT COURT
3 FOR THE SOUTHERN DISTRICT OF NEW YORK

4 -----x

5
6 CORNELL HOLDEN, MIGUEL MEJIA, and JEFFREY K.
7 REED, on behalf of themselves and others
8 similarly situated,

Plaintiffs,

9 -against-

1:17-cv-02192-jgk-rl

10 THE PORT AUTHORITY OF NEW YORK AND NEW JERSEY;
11 THE PORT AUTHORITY POLICE DEPARTMENT; and
12 MICHAEL OPROMALLA, SHAUN KEHOE, JOHN TONE,
13 JORDAN ESPOSITO, MICHAEL DEMARTINO, RICHARD
14 AYLNER, and OFFICERS JOHN DOE 1-100, sued
15 in their individual capacities and official
16 capacities as officers of the Port Authority
17 Police Department,

Defendants.

18 -----x

19 VIDEOTAPED DEPOSITION OF MIGUEL MEJIA

20 Wednesday, August 21, 2018

21 New York, New York

22 REPORTED BY:

23 Holly L. Hough

24 Job # 243266
25

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2 to 5

<p style="text-align: right;">Page 2</p> <p>1</p> <p>2</p> <p>3</p> <p>4</p> <p>5 August 21, 2018</p> <p>6 10:16 a.m.</p> <p>7</p> <p>8</p> <p>9 Videotaped Deposition of MIGUEL MEJIA,</p> <p>10 taken by Defendants, pursuant to Notice, at the</p> <p>11 offices of The Port Authority of New York and New</p> <p>12 Jersey, Law Department, 4 World Trade Center, 24th</p> <p>13 Floor, New York, New York 10006, before Holly L.</p> <p>14 Hough, a Shorthand Reporter and Notary Public within</p> <p>15 and for the State of New York.</p> <p>16</p> <p>17</p> <p>18</p> <p>19</p> <p>20</p> <p>21</p> <p>22</p> <p>23</p> <p>24</p> <p>25</p>	<p style="text-align: right;">Page 4</p> <p>1</p> <p>2 A P P E A R A N C E S (continued)</p> <p>3</p> <p>4 THE PORT AUTHORITY OF NEW YORK AND NEW JERSEY</p> <p>5 Attorneys for Defendants</p> <p>6 Law Department</p> <p>7 4 World Trade Center, 24th Floor</p> <p>8 New York, New York 10006</p> <p>9</p> <p>10 BY: KATHLEEN GILL MILLER, ESQ.</p> <p>11</p> <p>12 PHONE: 212.435.3492</p> <p>13</p> <p>14 EMAIL: kmiller@panynj.gov</p> <p>15</p> <p>16 -and-</p> <p>17</p> <p>18 BY: THOMAS R. BROPHY, ESQ.</p> <p>19</p> <p>20 EMAIL: tbrophy@panynj.gov</p> <p>21</p> <p>22 ALSO PRESENT:</p> <p>23 -----</p> <p>24 DARRAK LIGHTY, Legal Video Specialist</p> <p>25 JASMINA S. CHUCK, Paralegal II, Legal Aid Society</p>
<p style="text-align: right;">Page 3</p> <p>1</p> <p>2 A P P E A R A N C E S</p> <p>3</p> <p>4 WINSTON & STRAWN, LLP</p> <p>5 Attorneys for Plaintiffs</p> <p>6 1700 K Street, NW</p> <p>7 Washington, DC 20006</p> <p>8</p> <p>9 BY: DANIEL R. McNEELY, ESQ.</p> <p>10</p> <p>11 PHONE: +1 202.282.5501</p> <p>12</p> <p>13 EMAIL: dmcneely@winston.com</p> <p>14</p> <p>15 -and-</p> <p>16</p> <p>17 BY: ARIANE S. MOSS, ESQ.</p> <p>18</p> <p>19 EMAIL: amoss@winston.com</p> <p>20</p> <p>21 THE LEGAL AID SOCIETY</p> <p>22 Attorneys for Plaintiffs</p> <p>23</p> <p>24 199 Water Street</p> <p>25</p> <p>26 New York, New York 10038</p> <p>27</p> <p>28 BY: CYNTHIA CONTI-COOK, ESQ.</p> <p>29</p> <p>30 PHONE: 212.577.3265</p> <p>31</p> <p>32 EMAIL: cconti-cook@legal-aid.org</p> <p>33</p> <p>34</p> <p>35</p>	<p style="text-align: right;">Page 5</p> <p>1</p> <p>2 S T I P U L A T I O N S</p> <p>3</p> <p>4 IT IS HEREBY STIPULATED AND AGREED by and</p> <p>5 between counsel for the respective parties hereto,</p> <p>6 that the filing, sealing and certification of the</p> <p>7 within deposition shall be and the same are hereby</p> <p>8 waived;</p> <p>9</p> <p>10 IT IS FURTHER STIPULATED AND AGREED that</p> <p>11 all objections, except as to the form of the</p> <p>12 question, shall be reserved to the times of the</p> <p>13 trial;</p> <p>14</p> <p>15 IT IS FURTHER STIPULATED AND AGREED that</p> <p>16 the within deposition may be signed before any</p> <p>17 Notary Public with the same force and effect as if</p> <p>18 signed and sworn to before this court.</p> <p>19</p> <p>20</p> <p>21</p> <p>22</p> <p>23</p> <p>24</p> <p>25</p>

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26 to 29

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<p>1 Mejia</p> <p>2 gym, did you change your clothes?</p> <p>3 A. I did not.</p> <p>4 Q. When you arrived at the gym, did you have to</p> <p>5 change your clothes?</p> <p>6 A. I did.</p> <p>7 Q. I'm sorry?</p> <p>8 A. I did.</p> <p>9 Q. How did you get to the gym; did you walk</p> <p>10 there?</p> <p>11 A. I did.</p> <p>12 Q. You walked to 32nd Street in Manhattan from</p> <p>13 your apartment, correct?</p> <p>14 A. That is correct.</p> <p>15 Q. How far is that walk?</p> <p>16 A. Two miles.</p> <p>17 Q. What were you wearing when you made that</p> <p>18 two-mile walk?</p> <p>19 A. In relation to?</p> <p>20 Q. What kind of shirt did you have on?</p> <p>21 A. I had on a jersey.</p> <p>22 Q. What color was it?</p> <p>23 A. Orange.</p> <p>24 Q. Did it have an insignia on it?</p> <p>25 A. It did.</p>	<p>1 Mejia</p> <p>2 A. No.</p> <p>3 Q. Headband, anything like that?</p> <p>4 A. No.</p> <p>5 Q. What kind of shoes did you have on?</p> <p>6 A. Sneakers.</p> <p>7 Q. What color were they?</p> <p>8 A. Black and gray.</p> <p>9 Q. What kind of sneakers?</p> <p>10 A. New Balance.</p> <p>11 Q. Were these low-top New Balance?</p> <p>12 A. Regular sneakers.</p> <p>13 Q. High-tops?</p> <p>14 A. Regular sneakers.</p> <p>15 Q. So low-tops; is that what you mean by</p> <p>16 "regular"?</p> <p>17 A. Well, regular sneakers would be low-tops, I</p> <p>18 would say, because high-top makes them different.</p> <p>19 Q. Were you wearing socks?</p> <p>20 A. Yes.</p> <p>21 Q. Were they ankle socks?</p> <p>22 A. Yes.</p> <p>23 Q. What color were they?</p> <p>24 A. White.</p> <p>25 Q. The basketball jersey you were wearing, did it</p>
Page 27	Page 29
<p>1 Mejia</p> <p>2 Q. What did it have?</p> <p>3 A. I don't remember. It's a basketball team.</p> <p>4 Q. You don't remember the team?</p> <p>5 A. I do not.</p> <p>6 Q. Professional team or college team?</p> <p>7 MS. CONTI-COOK: Objection.</p> <p>8 A. I don't remember.</p> <p>9 Q. What about were you wearing pants?</p> <p>10 A. Yes.</p> <p>11 Q. Shorts or pants?</p> <p>12 A. Shorts.</p> <p>13 Q. What kind of shorts?</p> <p>14 A. Cargo.</p> <p>15 Q. What were they made out of?</p> <p>16 MS. CONTI-COOK: Objection.</p> <p>17 A. I don't know.</p> <p>18 Q. Were they mesh shorts?</p> <p>19 A. They were not.</p> <p>20 Q. Cotton?</p> <p>21 MS. CONTI-COOK: Objection.</p> <p>22 A. They were like khaki material.</p> <p>23 Q. Did you have a belt on?</p> <p>24 A. Probably, yes.</p> <p>25 Q. Did you have any headgear on, any hat?</p>	<p>1 Mejia</p> <p>2 have sleeves on it?</p> <p>3 A. No.</p> <p>4 Q. Do you know what size the basketball jersey</p> <p>5 was; small, medium, large, XL?</p> <p>6 A. Extra large.</p> <p>7 Q. How about the pants, what was the size of the</p> <p>8 pants?</p> <p>9 A. Thirty-six.</p> <p>10 Q. Did you have to use the belt to tighten --</p> <p>11 A. Yes.</p> <p>12 Q. Let me finish. I'm sorry.</p> <p>13 You had to use the belt to tighten the</p> <p>14 waistband around your pants, right?</p> <p>15 A. Still yes.</p> <p>16 Q. So that it would fit correctly, right?</p> <p>17 A. Yes.</p> <p>18 Q. How far down did the shorts go on your legs?</p> <p>19 A. How far down?</p> <p>20 Q. Sure. Did they go below your knees?</p> <p>21 A. Yes.</p> <p>22 Q. How far below your knees?</p> <p>23 A. I don't know.</p> <p>24 Q. Were you wearing any jewelry at that time?</p> <p>25 A. Yes.</p>

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30 to 33

Page 30	Page 32
<p>1 Mejia</p> <p>2 Q. What were you wearing?</p> <p>3 A. Necklace, rings.</p> <p>4 Q. What kind of necklace?</p> <p>5 A. Gold.</p> <p>6 Q. Was this necklace visible even when you were</p> <p>7 wearing your basketball jersey?</p> <p>8 A. Yes, since it was a tank top V-neck.</p> <p>9 Q. The basketball jersey was a tank top V-neck?</p> <p>10 A. Yes.</p> <p>11 Q. Did this necklace have an emblem or something</p> <p>12 that was dropping from the front of that?</p> <p>13 A. Yes.</p> <p>14 Q. What was that?</p> <p>15 A. Virgin.</p> <p>16 Q. A what?</p> <p>17 A. Virgin.</p> <p>18 Q. Can you describe that for me.</p> <p>19 A. A woman with a dress holding a kid, virgin,</p> <p>20 religious.</p> <p>21 Q. The Virgin Mary are you saying?</p> <p>22 A. Maybe her cousin.</p> <p>23 Q. Her cousin?</p> <p>24 A. I don't know. It wasn't Mary though.</p> <p>25 Q. Was there a reason you wore this?</p>	<p>1 Mejia</p> <p>2 looked like.</p> <p>3 A. One is the head of an Arab.</p> <p>4 Q. An arrow, you said?</p> <p>5 A. Arab.</p> <p>6 Q. Arab?</p> <p>7 A. The other is an Indian head. One has a</p> <p>8 diamond, plain, and the other was a ram.</p> <p>9 Q. And they were all on your right hand?</p> <p>10 A. Yes.</p> <p>11 Q. Is it your thumb that didn't have a ring on</p> <p>12 it?</p> <p>13 A. Correct.</p> <p>14 Q. Okay. And no rings on your left hand?</p> <p>15 A. My wedding band.</p> <p>16 Q. Were you married at the time?</p> <p>17 A. No.</p> <p>18 Q. Were you married prior to this date at some</p> <p>19 point?</p> <p>20 A. I was.</p> <p>21 Q. For how long?</p> <p>22 A. Ten years.</p> <p>23 Q. And were you divorced?</p> <p>24 A. Yes.</p> <p>25 Q. Do you know when you were divorced?</p>
Page 31	Page 33
<p>1 Mejia</p> <p>2 A. It was a gift.</p> <p>3 Q. Who gave it to you?</p> <p>4 A. My grandmother.</p> <p>5 Q. And was that, the virgin, the woman holding</p> <p>6 something, was that visible on the outside?</p> <p>7 A. No, but the chain was.</p> <p>8 Q. The chain was visible, but the actual virgin--</p> <p>9 A. The actual virgin wasn't.</p> <p>10 Q. -- itself was under your shirt?</p> <p>11 A. Correct.</p> <p>12 Q. It was under your shirt, right?</p> <p>13 A. Yes.</p> <p>14 Q. And you said rings; how many rings did you</p> <p>15 have on?</p> <p>16 A. Four.</p> <p>17 Q. On which fingers?</p> <p>18 A. The right.</p> <p>19 Q. All on your right hand?</p> <p>20 A. Correct.</p> <p>21 Q. Did these rings have any -- were they flat</p> <p>22 rings or did they have any indentations or things</p> <p>23 popping off of them?</p> <p>24 A. Can you be clearer?</p> <p>25 Q. Sure. Can you describe what these rings</p>	<p>1 Mejia</p> <p>2 A. No.</p> <p>3 Q. You were married to a female?</p> <p>4 A. Yes.</p> <p>5 Q. Is there a reason or reasons you still wore</p> <p>6 the wedding band at that time?</p> <p>7 A. I still wear it.</p> <p>8 Q. No reason?</p> <p>9 A. No reason.</p> <p>10 Q. Were you wearing a wristwatch of any kind?</p> <p>11 A. No.</p> <p>12 Q. Anything on your wrist jewelry-wise?</p> <p>13 A. I don't think so, no.</p> <p>14 Q. And you're wearing glasses today, correct?</p> <p>15 A. Yes.</p> <p>16 Q. Are they prescription?</p> <p>17 A. Yes.</p> <p>18 Q. Are you nearsighted, farsighted?</p> <p>19 A. Both.</p> <p>20 Q. You have bifocals on?</p> <p>21 A. Yes.</p> <p>22 Q. Were you wearing the glasses --</p> <p>23 A. No.</p> <p>24 MS. CONTI-COOK: Let him finish.</p> <p>25 A. Sorry.</p>

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<p style="text-align: right;">Page 42</p> <p>1 Mejia</p> <p>2 you have today?</p> <p>3 A. Probably.</p> <p>4 Q. Well, did you or do you know?</p> <p>5 A. I don't remember.</p> <p>6 Q. You don't remember. Did you have facial hair?</p> <p>7 A. I don't remember.</p> <p>8 Q. Oh, okay. Do you remember the last time you</p> <p>9 were clean-shaven on your face?</p> <p>10 A. Never.</p> <p>11 Q. Never?</p> <p>12 A. Never.</p> <p>13 Q. So you had some kind of facial hair on July 9,</p> <p>14 2014?</p> <p>15 A. I just -- yes.</p> <p>16 Q. On July 9, 2014 were you wearing earrings at</p> <p>17 all?</p> <p>18 A. I don't wear earrings.</p> <p>19 Q. You never wore earrings?</p> <p>20 A. Never.</p> <p>21 Q. Did you have tattoos on July 9, 2014?</p> <p>22 A. I did.</p> <p>23 Q. Where are the tattoos on your body located?</p> <p>24 A. Arms, back, legs.</p> <p>25 Q. Have you gotten more tattoos since July 9,</p>	<p style="text-align: right;">Page 44</p> <p>1 Mejia</p> <p>2 leg, on your shin?</p> <p>3 MS. CONTI-COOK: Objection. Do you mean</p> <p>4 in 2014?</p> <p>5 MR. BROPHY: Yeah, 2014 we're talking</p> <p>6 about.</p> <p>7 A. I did.</p> <p>8 Q. Both legs visible?</p> <p>9 A. Correct.</p> <p>10 Q. On your calves, the back of your legs, did you</p> <p>11 have tattoos?</p> <p>12 A. I have tattoos on my entire leg, so it would</p> <p>13 be --</p> <p>14 Q. So it's all the way around?</p> <p>15 A. Correct.</p> <p>16 Q. Both legs?</p> <p>17 A. You got it.</p> <p>18 Q. How about the arms; same thing?</p> <p>19 A. Same thing.</p> <p>20 Q. All the way up and down your arms from your</p> <p>21 shoulder to your hand?</p> <p>22 A. That is correct.</p> <p>23 Q. You don't have any tattoos on your hands</p> <p>24 though, right?</p> <p>25 A. No.</p>
<p style="text-align: right;">Page 43</p> <p>1 Mejia</p> <p>2 2014?</p> <p>3 A. Yes.</p> <p>4 Q. Where did you get those more tattoos?</p> <p>5 A. Those more tattoos?</p> <p>6 Q. Yeah, the tattoos that you didn't have on July</p> <p>7 9th of 2014 --</p> <p>8 A. Oh, that --</p> <p>9 Q. -- that you have today; where are they located</p> <p>10 on your body?</p> <p>11 A. Those are the only places that I have tattoos</p> <p>12 on, so it was probably in those places.</p> <p>13 Q. How many more tattoos have you gotten since</p> <p>14 July 9, 2014?</p> <p>15 A. I don't remember. I don't know.</p> <p>16 Q. With the gray cargo khaki shorts that you were</p> <p>17 wearing, were there any tattoos visible on your legs?</p> <p>18 A. Yes.</p> <p>19 Q. On your calves?</p> <p>20 A. Yes.</p> <p>21 Q. Were there any tattoos visible on your thighs</p> <p>22 with the shorts that you were wearing that day?</p> <p>23 A. No.</p> <p>24 Q. The front of your calves -- well, strike that.</p> <p>25 Do you have tattoos on the front of your</p>	<p style="text-align: right;">Page 45</p> <p>1 Mejia</p> <p>2 Q. Where do the tattoos end on your left arm</p> <p>3 going towards your hand?</p> <p>4 MS. CONTI-COOK: Objection. Today or in</p> <p>5 2014?</p> <p>6 MR. BROPHY: 2014.</p> <p>7 A. At the wrist.</p> <p>8 Q. Both arms at the wrist?</p> <p>9 A. Both arms at the wrist.</p> <p>10 Q. And do they continuously go up, your tattoos,</p> <p>11 as of July 9, 2014, up to your shoulder?</p> <p>12 MS. CONTI-COOK: Objection.</p> <p>13 A. I'm sorry, what?</p> <p>14 Q. Sure. Do you have tattoos all the way, lining</p> <p>15 both arms, all the way up from your wrist to your</p> <p>16 shoulder?</p> <p>17 A. Yes.</p> <p>18 Q. On both arms?</p> <p>19 A. On both arms.</p> <p>20 Q. You said you had tattoos on your back,</p> <p>21 correct?</p> <p>22 A. Correct.</p> <p>23 Q. Where are the tattoos located on your back?</p> <p>24 A. On the back, the whole back.</p> <p>25 Q. Your entire back; upper, middle, lower back?</p>

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46 to 49

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<p>1 Mejia</p> <p>2 A. Yes.</p> <p>3 Q. Any tattoos on your chest?</p> <p>4 A. No.</p> <p>5 Q. Abdomen?</p> <p>6 A. Nope.</p> <p>7 Q. So just solely back, both arms, both legs?</p> <p>8 A. As previously stated, yes.</p> <p>9 Q. Were any of the tattoos on your back visible</p> <p>10 through the orange basketball jersey that you were</p> <p>11 wearing that day?</p> <p>12 A. I don't know.</p> <p>13 Q. You didn't look? You didn't check?</p> <p>14 A. I can't see my back.</p> <p>15 Q. Okay. Does this basketball jersey droop down</p> <p>16 at all on your back?</p> <p>17 A. It's a regular V-neck, like a tank top.</p> <p>18 Q. Do you have any tattoos on your neck?</p> <p>19 A. I do not have tattoos on my neck.</p> <p>20 Q. I'm sorry?</p> <p>21 A. I do not have tattoos on my neck.</p> <p>22 Q. After you were finished your workout, did you</p> <p>23 return to the locker room from the gym?</p> <p>24 A. Mm-hmm.</p> <p>25 Q. And what did you do there?</p>	<p>1 Mejia</p> <p>2 Q. Do you have any pictures of this bag?</p> <p>3 A. No.</p> <p>4 Q. And you purchased this bag; you didn't get it</p> <p>5 from somebody else?</p> <p>6 A. I purchased the bag.</p> <p>7 Q. Do you recall when?</p> <p>8 A. I said no.</p> <p>9 Q. Do you know where you got it?</p> <p>10 A. Again, no.</p> <p>11 Q. How big is this bag; can you give me its</p> <p>12 dimensions?</p> <p>13 A. A messenger bag, I don't know, 16, 18.</p> <p>14 Q. Inches?</p> <p>15 A. Yes.</p> <p>16 Q. Is it just one color, burgundy?</p> <p>17 A. It's burgundy and gray.</p> <p>18 Q. What parts of it are gray?</p> <p>19 A. The straps.</p> <p>20 Q. How many straps does it have?</p> <p>21 A. I don't know. Definitely the one that goes --</p> <p>22 that you put the bag on with is gray.</p> <p>23 Q. So once you showered and changed clothes, did</p> <p>24 you leave the gym?</p> <p>25 A. Yes.</p>
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<p>1 Mejia</p> <p>2 A. Took a shower.</p> <p>3 Q. And did you change back into the clothes that</p> <p>4 you wore while walking to the gym?</p> <p>5 A. That's correct.</p> <p>6 Q. And what did you do with the gym clothes that</p> <p>7 you had?</p> <p>8 A. I put them in my bag where they were</p> <p>9 originally.</p> <p>10 Q. This bag you had with you when you left your</p> <p>11 residence that day?</p> <p>12 A. Yes.</p> <p>13 Q. Describe the bag for me.</p> <p>14 A. Burgundy messenger bag.</p> <p>15 Q. Where did you get this bag from; where did you</p> <p>16 purchase it from?</p> <p>17 MS. CONTI-COOK: Objection.</p> <p>18 A. I don't know.</p> <p>19 Q. Was it a -- what type of bag; do you know the</p> <p>20 brand name for it?</p> <p>21 A. Ogio, Ogio or Oglio, something like that.</p> <p>22 Q. Can you spell that?</p> <p>23 A. I can't, because I'm not sure which one.</p> <p>24 Q. How long did you have this bag?</p> <p>25 A. I still have it.</p>	<p>1 Mejia</p> <p>2 Q. What did you do after that?</p> <p>3 A. I went downtown.</p> <p>4 Q. Do you know what time it was that you left the</p> <p>5 gym?</p> <p>6 A. No.</p> <p>7 Q. Where did you go downtown?</p> <p>8 A. To Canal Street.</p> <p>9 Q. How did you get to Canal Street from the gym?</p> <p>10 A. On the train.</p> <p>11 Q. Which train did you take?</p> <p>12 A. Probably the A or the 1. I'm not sure.</p> <p>13 Q. And why were you going to Canal Street; any</p> <p>14 reason or reasons?</p> <p>15 A. To pick up some artwork.</p> <p>16 Q. Artwork, did you say?</p> <p>17 A. Yes.</p> <p>18 Q. And where did you pick up this artwork?</p> <p>19 A. I'm not sure. I don't remember.</p> <p>20 Q. Canal Street, was that the subway address you</p> <p>21 got --</p> <p>22 A. That's the subway station. Sorry.</p> <p>23 Q. Canal Street was the subway station you got</p> <p>24 off of, right?</p> <p>25 A. Correct.</p>

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62 to 65

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<p>1 Mejia</p> <p>2 Q. You still had the necklace on?</p> <p>3 A. Yes.</p> <p>4 Q. Not wearing any sunglasses?</p> <p>5 MS. CONTI-COOK: Objection.</p> <p>6 A. I don't remember. I still don't remember.</p> <p>7 Q. No hat though, right?</p> <p>8 A. No hat.</p> <p>9 Q. Did you have on headphones?</p> <p>10 A. Yes.</p> <p>11 Q. Did you wear the headphones when you were at</p> <p>12 the gym?</p> <p>13 A. Yes.</p> <p>14 Q. Were these wireless headphones or did they</p> <p>15 have wires to them?</p> <p>16 A. Wired.</p> <p>17 Q. And what did they connect to?</p> <p>18 A. iPod.</p> <p>19 Q. iPod, okay. Do you know what kind of iPod?</p> <p>20 A. Yes.</p> <p>21 Q. What kind?</p> <p>22 A. Apple.</p> <p>23 Q. What version; do you know?</p> <p>24 A. No. Version, no. 160 gigabytes, that's about</p> <p>25 all I know.</p>	<p>1 Mejia</p> <p>2 Q. Which side of your waist?</p> <p>3 A. Left.</p> <p>4 Q. Left being closer to your left arm, right?</p> <p>5 A. Closest to my left arm.</p> <p>6 Q. Looking forward, the left side of your waist,</p> <p>7 right?</p> <p>8 A. Looking forward?</p> <p>9 Q. Sure. If you're looking forward to your left</p> <p>10 side of your waist, right?</p> <p>11 A. On my left, yes.</p> <p>12 Q. Right, okay. Did you have anything on your</p> <p>13 right belt buckle?</p> <p>14 A. No.</p> <p>15 Q. Where was the burgundy gym bag when you were</p> <p>16 walking or when you were taking the A train to the Port</p> <p>17 Authority Bus Terminal?</p> <p>18 A. What do you mean, where it was?</p> <p>19 Q. Yeah. Where was it on your person?</p> <p>20 A. On me.</p> <p>21 Q. Where?</p> <p>22 A. It crosses from my right -- I mean, I'm sorry,</p> <p>23 from my left to my right.</p> <p>24 Q. Left shoulder?</p> <p>25 A. Left shoulder.</p>
Page 63	Page 65
<p>1 Mejia</p> <p>2 Q. What color was the iPad?</p> <p>3 A. The iPod?</p> <p>4 Q. The iPod, I'm sorry.</p> <p>5 A. Gray.</p> <p>6 Q. And that would just be to play music, right;</p> <p>7 it didn't have any wireless or other functions, right?</p> <p>8 A. Correct. It's the old kind.</p> <p>9 Q. Okay. On your way from the gym to the Port</p> <p>10 Authority Bus Terminal, did you have anything in your</p> <p>11 short pockets?</p> <p>12 A. Wallet, money, that I know for sure with that,</p> <p>13 yes.</p> <p>14 Q. Keys?</p> <p>15 A. That's probably in the bag.</p> <p>16 Q. In the gym bag, okay. How about your cell</p> <p>17 phone?</p> <p>18 A. Probably in the gym bag as well.</p> <p>19 Q. In the gym bag, okay. The headphones that you</p> <p>20 had on, were they outside of your basketball jersey or</p> <p>21 were they underneath it?</p> <p>22 A. I always put it underneath.</p> <p>23 Q. Underneath, okay. And where was the iPod</p> <p>24 located on your person?</p> <p>25 A. On my belt.</p>	<p>1 Mejia</p> <p>2 Q. To right where?</p> <p>3 A. To my right hip.</p> <p>4 Q. To your right hip?</p> <p>5 A. Yes.</p> <p>6 Q. And it's just one strap across?</p> <p>7 A. One strap.</p> <p>8 Q. Does that strap go across the front of your</p> <p>9 chest?</p> <p>10 A. Yes.</p> <p>11 Q. Then it goes across your back as well?</p> <p>12 A. Correct.</p> <p>13 Q. And why were you going to the bus terminal</p> <p>14 after the gym?</p> <p>15 A. Because Oscar lives in New Jersey.</p> <p>16 Q. So you were going to New Jersey to take a bus?</p> <p>17 A. That is correct.</p> <p>18 MS. CONTI-COOK: Objection.</p> <p>19 MR. BROPHY: Sorry, let me rephrase that.</p> <p>20 That was a poorly phrased question.</p> <p>21 Q. You were going to the bus terminal to catch a</p> <p>22 bus to go to New Jersey to see Oscar, correct?</p> <p>23 A. Yes.</p> <p>24 Q. Do you know --</p> <p>25 A. Yes, sorry.</p>

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<p style="text-align: right;">Page 94</p> <p>1 Meja</p> <p>2 A. I don't remember.</p> <p>3 Q. And you don't know how many times you had</p> <p>4 taken the 190 bus to go see Oscar, correct?</p> <p>5 MS. CONTI-COOK: Objection.</p> <p>6 A. Correct.</p> <p>7 Q. How long has -- strike that.</p> <p>8 Oscar doesn't live in Clifton anymore?</p> <p>9 A. No.</p> <p>10 Q. Do you know when he moved out?</p> <p>11 A. When?</p> <p>12 Q. Yes.</p> <p>13 A. Like two, three years ago.</p> <p>14 Q. How long did he live in Clifton at the address</p> <p>15 that you were going to that night?</p> <p>16 MS. CONTI-COOK: Objection.</p> <p>17 A. I don't know exactly.</p> <p>18 Q. More than five years?</p> <p>19 MS. CONTI-COOK: Objection.</p> <p>20 A. Yes.</p> <p>21 Q. More than 10?</p> <p>22 MS. CONTI-COOK: Objection.</p> <p>23 A. You'd have to ask him.</p> <p>24 Q. Okay. And where did he live before Clifton;</p> <p>25 do you know?</p>	<p style="text-align: right;">Page 96</p> <p>1 Meja</p> <p>2 A. I knew that there was a -- what is that</p> <p>3 called -- a White Castle.</p> <p>4 Q. A White Castle?</p> <p>5 A. Yes.</p> <p>6 Q. And as of 2014, how long had you known Oscar?</p> <p>7 A. We're in 2018 and I know him 10 years, so that</p> <p>8 was six years.</p> <p>9 Q. So you'd known him six years at that point?</p> <p>10 A. At that point.</p> <p>11 *THE FOLLING EXCERPT IS DEEMED CONFIDENTIAL:</p> <p>12</p> <p>13</p> <p>14</p> <p>15</p> <p>16</p> <p>17</p> <p>18</p> <p>19</p> <p>20</p> <p>21</p> <p>22</p> <p>23</p> <p>24</p> <p>25</p>
<p style="text-align: right;">Page 95</p> <p>1 Meja</p> <p>2 A. No.</p> <p>3 Q. Did you ever visit him prior to 2014 anywhere</p> <p>4 in New Jersey where he resided besides Clifton?</p> <p>5 A. No.</p> <p>6 Q. So you only knew the Clifton address as of</p> <p>7 2014 to go and see Oscar at?</p> <p>8 A. Correct.</p> <p>9 Q. Is this an apartment that he lives in?</p> <p>10 MS. CONTI-COOK: Objection.</p> <p>11 A. He lived in a house.</p> <p>12 Q. He lived in a house in 2014?</p> <p>13 A. Yes.</p> <p>14 Q. Do you know the address?</p> <p>15 MS. CONTI-COOK: Can we do that</p> <p>16 confidentially, please?</p> <p>17 MR. BROPHY: Sure.</p> <p>18 A. I don't remember.</p> <p>19 Q. No, okay. What bus stop would you get off at</p> <p>20 to go to his house?</p> <p>21 A. I don't know the name. I don't think it has a</p> <p>22 name.</p> <p>23 Q. It doesn't have a name?</p> <p>24 A. No.</p> <p>25 Q. What streets would you get off at?</p>	<p style="text-align: right;">Page 97</p> <p>1 Meja - CONFIDENTIAL</p> <p>2 Q. Did you identify as a homosexual in 2014, sir?</p> <p>3 MS. CONTI-COOK: Objection. And can we</p> <p>4 put this in confidential, as well.</p> <p>5 A. I don't identify as homosexual, no.</p> <p>6 Q. Are you a homosexual?</p> <p>7 MS. CONTI-COOK: Objection.</p> <p>8 A. I'm not a homosexual.</p> <p>9 Q. You're not, okay. Have you ever had sexual</p> <p>10 intercourse with a man?</p> <p>11 MS. CONTI-COOK: Objection.</p> <p>12 A. Yeah.</p> <p>13 Q. You have, okay. But you don't consider</p> <p>14 yourself a homosexual, correct?</p> <p>15 MS. CONTI-COOK: Objection.</p> <p>16 A. No.</p> <p>17 Q. Have you dated men?</p> <p>18 MS. CONTI-COOK: Objection.</p> <p>19 A. I have.</p> <p>20 Q. When did you first start dating men?</p> <p>21 MS. CONTI-COOK: Objection.</p> <p>22 A. I don't know.</p> <p>23 Q. Were you dating anyone on July 9, 2014?</p> <p>24 MS. CONTI-COOK: Objection.</p> <p>25 A. I was.</p>

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<p style="text-align: right;">Page 98</p> <p>Mejia - CONFIDENTIAL</p> <p>Q. Who you were dating?</p> <p>MS. CONTI-COOK: Objection.</p> <p>A. Someone.</p> <p>Q. Who?</p> <p>A. His name is Numer.</p> <p>Q. Were you in a steady relationship with him at that point?</p> <p>A. Yes.</p> <p>Q. For how long?</p> <p>A. About a year and a half.</p> <p>Q. Are you still with him?</p> <p>MS. CONTI-COOK: Objection.</p> <p>A. No.</p> <p>Q. When did you break up?</p> <p>MS. CONTI-COOK: Objection.</p> <p>A. I don't know. I'm sorry.</p> <p>Q. Within the last year or longer?</p> <p>MS. CONTI-COOK: Objection.</p> <p>A. Longer.</p> <p>Q. Do you identify as bisexual?</p> <p>MS. CONTI-COOK: Objection.</p> <p>A. I don't identify with anything.</p> <p>Q. Okay. Are you attracted to women as well?</p> <p>A. Yes.</p>	<p style="text-align: right;">Page 100</p> <p>Mejia</p> <p>Q. Prior to 2014 how long had you been going to see Oscar in Clifton; do you know?</p> <p>MS. CONTI-COOK: We can go off confidential.</p> <p>Q. Sure. Before 2014, before July 9, 2014, how many times had you seen Oscar, taken the bus to see him in Clifton?</p> <p>MS. CONTI-COOK: Objection.</p> <p>A. I don't remember.</p> <p>Q. Had you done it for a period of years though?</p> <p>A. Yeah.</p> <p>Q. Did you see him in 2013?</p> <p>A. Possibly, yes.</p> <p>Q. You always took the bus to go see him, right?</p> <p>MS. CONTI-COOK: Objection.</p> <p>A. When I've gone to see him, I've taken the bus, yes.</p> <p>Q. The same bus, the 190?</p> <p>A. Yes.</p> <p>Q. Do you know how many floors there are at the Port Authority Bus Terminal?</p> <p>MS. CONTI-COOK: Objection.</p> <p>A. No.</p> <p>Q. How do you know you were on the second floor</p>
<p style="text-align: right;">Page 99</p> <p>Mejia - CONFIDENTIAL</p> <p>MS. CONTI-COOK: Objection.</p> <p>Q. Have you ever had a sexual relationship with Oscar Lozano?</p> <p>MS. CONTI-COOK: Objection.</p> <p>A. No.</p> <p>*END CONFIDENTIAL EXCERPT*</p>	<p style="text-align: right;">Page 101</p> <p>Mejia</p> <p>when you got off the second escalator?</p> <p>A. Because when you're on the first floor, you take the escalator, you usually end up on the second floor.</p> <p>Q. When you got off the escalator that dropped you off on the second floor that day, did you then go straight to the bathroom?</p> <p>A. Sorry?</p> <p>Q. Did you then want -- you wanted to go and walk straight to the bathroom?</p> <p>A. What does that mean?</p> <p>Q. Sure. Did you make any stops between getting off the second-floor escalator and the bathroom?</p> <p>A. No.</p> <p>Q. Did you have to turn around to find the bathroom?</p> <p>A. I don't, I don't know. I don't remember.</p> <p>Q. Where is the bathroom located in relation to the escalator that you got off on the second floor?</p> <p>A. It's close to it.</p> <p>Q. When you get off the escalator and you're staring straight ahead, is the bathroom behind you, in front of you, to your left, to your right?</p> <p>A. I don't remember.</p>

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110 to 113

Page 110	Page 112
<p>1 Mejia</p> <p>2 the time and the bus schedule at that point?</p> <p>3 A. No. The idea was to try to get there by 6</p> <p>4 o'clock, so there would be no time to go back home.</p> <p>5 Q. Did you think getting the print was going to</p> <p>6 take 30 or 40 minutes?</p> <p>7 A. No.</p> <p>8 Q. After it took 30 or 40 minutes, did you</p> <p>9 communicate, either through text message or telephone</p> <p>10 call, with Oscar that you might be a little late?</p> <p>11 A. Yeah.</p> <p>12 Q. How did you do so?</p> <p>13 A. Probably text.</p> <p>14 Q. So you told him you didn't think you'd be</p> <p>15 there by 6:00?</p> <p>16 MS. CONTI-COOK: Objection.</p> <p>17 A. No.</p> <p>18 Q. What did you tell him?</p> <p>19 A. I don't know, but it was not related to the</p> <p>20 time. I think I told him that I picked it up and that I</p> <p>21 was on my way.</p> <p>22 Q. Okay. And do you know when you sent that text</p> <p>23 message?</p> <p>24 A. No.</p> <p>25 Q. When you were leaving the --</p>	<p>1 Mejia</p> <p>2 Q. When you entered the second-floor bathroom</p> <p>3 that day, what did you do?</p> <p>4 A. I peed.</p> <p>5 Q. Okay. When you walked in the bathroom, was</p> <p>6 there a wall in front of you?</p> <p>7 A. Yeah.</p> <p>8 Q. And you can go left or right?</p> <p>9 MS. CONTI-COOK: Objection.</p> <p>10 A. Once you're inside, yes.</p> <p>11 Q. Okay. When you first walked in, did you go</p> <p>12 left or did you go right?</p> <p>13 A. Left and then right.</p> <p>14 Q. I'm sorry?</p> <p>15 A. Left and then right.</p> <p>16 Q. Okay. So when you went left, what caused you</p> <p>17 to then go right?</p> <p>18 A. The empty stall.</p> <p>19 Q. Okay. So did you see an empty stall on the</p> <p>20 left side?</p> <p>21 A. Yeah.</p> <p>22 Q. Okay. So you walked into the left side of the</p> <p>23 bathroom, correct?</p> <p>24 A. Mm-hmm.</p> <p>25 Q. Okay. And when you made that left turn, if</p>
Page 111	Page 113
<p>1 Mejia</p> <p>2 A. Probably when I left --</p> <p>3 Q. -- the store where you got the print?</p> <p>4 A. Yes.</p> <p>5 Q. When you entered the bus terminal that day,</p> <p>6 was it crowded?</p> <p>7 A. Yes.</p> <p>8 Q. Lots of people around?</p> <p>9 MS. CONTI-COOK: Objection.</p> <p>10 A. Yes.</p> <p>11 Q. And it was rush hour, right?</p> <p>12 A. Yeah.</p> <p>13 Q. Did you think you had enough time to use the</p> <p>14 restroom and still make your 5:12 bus to Clifton?</p> <p>15 A. It didn't matter. I still had to pee. My</p> <p>16 priority was to pee.</p> <p>17 Q. So you figured you'd deal with the bus and all</p> <p>18 of those issues after you'd used the restroom?</p> <p>19 A. Yes.</p> <p>20 Q. There's no bathrooms on the bus?</p> <p>21 A. No.</p> <p>22 Q. How long was the A train ride from Canal</p> <p>23 Street to the bus terminal?</p> <p>24 MS. CONTI-COOK: Objection.</p> <p>25 A. I don't know.</p>	<p>1 Mejia</p> <p>2 you're looking straight ahead, what do you see?</p> <p>3 A. When you walk in and you look straight ahead,</p> <p>4 there are the sinks are there.</p> <p>5 MS. CONTI-COOK: You mean 2014?</p> <p>6 Q. In 2014, I'm sorry. We're talking about the</p> <p>7 date of the incident.</p> <p>8 A. Mm-hmm.</p> <p>9 Q. You walk in the bathroom, there's a wall in</p> <p>10 front of you, you make a left, you're staring straight</p> <p>11 ahead at the wall?</p> <p>12 A. It's not a wall. The sinks are there.</p> <p>13 Q. Sinks. How many sinks?</p> <p>14 A. I don't know.</p> <p>15 Q. If you keep walking, you walk into a sink,</p> <p>16 correct?</p> <p>17 A. Yes.</p> <p>18 Q. Okay. And then there are sinks to the right</p> <p>19 of that sink, correct?</p> <p>20 A. No.</p> <p>21 Q. Where are the other sinks?</p> <p>22 A. What other sinks?</p> <p>23 Q. How many sinks are there?</p> <p>24 MS. CONTI-COOK: Objection.</p> <p>25 A. I said I don't know.</p>

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Page 126	Page 128
<p>1 Meja</p> <p>2 Q. You didn't make any observations as you walked</p> <p>3 in to use the urinal?</p> <p>4 A. No. I made the observations later.</p> <p>5 Q. Okay. But when you walked in, you didn't?</p> <p>6 A. No. The person was at the urinal. That's it.</p> <p>7 Q. When did you first make any observations of</p> <p>8 this individual to your right?</p> <p>9 A. When I felt that someone was looking at me.</p> <p>10 Q. How did you feel someone was looking at you?</p> <p>11 A. You just feel it.</p> <p>12 Q. Were you looking to your right at all when you</p> <p>13 felt him looking at you?</p> <p>14 MS. CONTI-COOK: Objection.</p> <p>15 A. No. I was looking straight ahead.</p> <p>16 Q. What did you do when you noticed he was</p> <p>17 looking at you?</p> <p>18 A. I looked at him.</p> <p>19 Q. You looked to your right?</p> <p>20 A. Yes.</p> <p>21 Q. Okay. And did you make any observations of</p> <p>22 him when you looked to your right?</p> <p>23 A. He smirked.</p> <p>24 Q. What did you mean by smirk?</p> <p>25 A. Smirked.</p>	<p>1 Meja</p> <p>2 were the partitions?</p> <p>3 A. I don't know.</p> <p>4 Q. How wide was the urinal itself?</p> <p>5 A. I don't know. Didn't measure.</p> <p>6 Q. Can you give an estimate?</p> <p>7 A. No.</p> <p>8 Q. Can you estimate how wide the partition area</p> <p>9 was?</p> <p>10 A. No.</p> <p>11 Q. Do you know how long the partitions were?</p> <p>12 A. No.</p> <p>13 Q. Did they go all the way to the ground?</p> <p>14 A. On that day?</p> <p>15 Q. Yes.</p> <p>16 A. No.</p> <p>17 Q. Where did they stop on their way to the</p> <p>18 ground; do you know?</p> <p>19 A. No.</p> <p>20 Q. But you know they didn't touch the ground,</p> <p>21 right?</p> <p>22 A. I don't believe so, no.</p> <p>23 Q. Did they go up, all the way up to the ceiling?</p> <p>24 A. No.</p> <p>25 Q. You were able to observe the gentleman to your</p>
Page 127	Page 129
<p>1 Meja</p> <p>2 Q. Smirked.</p> <p>3 A. Like a smile, but not. A smirk.</p> <p>4 Q. He made a face?</p> <p>5 A. Yes.</p> <p>6 Q. Did you make a face at him?</p> <p>7 A. No. I looked back to where I was, right in</p> <p>8 front of me.</p> <p>9 Q. Did you say anything to him?</p> <p>10 A. No.</p> <p>11 Q. Any reason why not?</p> <p>12 A. Why would I?</p> <p>13 Q. Well, somebody smirked at you at a urinal; you</p> <p>14 didn't find that odd or offensive or anything like that?</p> <p>15 A. I found it odd, but didn't, didn't think to</p> <p>16 talk, to say anything.</p> <p>17 Q. Okay. When you were at the urinal, are there</p> <p>18 partitions between them?</p> <p>19 A. Yes.</p> <p>20 Q. How wide is the area between the partitions?</p> <p>21 A. I don't know.</p> <p>22 MS. CONTI-COOK: Objection. Do we also</p> <p>23 mean 2014?</p> <p>24 MR. BROPHY: 2014.</p> <p>25 Q. July 9, 2014, the urinal you were at, how wide</p>	<p>1 Meja</p> <p>2 right, correct?</p> <p>3 MS. CONTI-COOK: Objection.</p> <p>4 A. I saw his face.</p> <p>5 Q. Where did the partition come up to your body</p> <p>6 length-wise?</p> <p>7 A. My shoulder.</p> <p>8 Q. Your shoulder?</p> <p>9 A. Yeah.</p> <p>10 Q. The bottom of your shoulder?</p> <p>11 MS. CONTI-COOK: Objection.</p> <p>12 A. Would this be considered the bottom?</p> <p>13 Q. Well, we have to say it for the record, so I'm</p> <p>14 asking --</p> <p>15 A. No, no, no, I understand. But I'm asking you</p> <p>16 if this is what you consider the bottom.</p> <p>17 Q. It's not the top of your shoulder, right?</p> <p>18 A. So then, yeah, the bottom.</p> <p>19 Q. At about where your chin is, right?</p> <p>20 A. Right now, yes.</p> <p>21 Q. As you're sitting here today, right?</p> <p>22 A. Yes.</p> <p>23 Q. The bottom part of your deltoid muscle, right?</p> <p>24 A. Yeah.</p> <p>25 Q. Okay. That's where the partition came to,</p>

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Page 142	Page 144
<p>1 Meja</p> <p>2 A. No.</p> <p>3 Q. Did you think to maybe put the bag with the</p> <p>4 screen down on the floor?</p> <p>5 A. No. The floor was dirty.</p> <p>6 Q. The floor was dirty, okay. Did you spill any</p> <p>7 urine on yourself when you were peeing?</p> <p>8 A. No.</p> <p>9 Q. You didn't get any on your boxers or your --</p> <p>10 A. I don't, I don't know. I don't remember.</p> <p>11 Q. What about on the floor; did you drip any</p> <p>12 urine on the floor?</p> <p>13 A. No, I didn't pee on the floor.</p> <p>14 Q. Not even drip, anything like that?</p> <p>15 MS. CONTI-COOK: Objection.</p> <p>16 A. No. In order for that to happen, I would have</p> <p>17 had to back away, which I did not.</p> <p>18 Q. You didn't back away the whole time you were</p> <p>19 peeing, correct?</p> <p>20 MS. CONTI-COOK: Objection.</p> <p>21 A. No.</p> <p>22 Q. The iPod that you had, was it in a pocket when</p> <p>23 you were urinating?</p> <p>24 A. No. It's on a case.</p> <p>25 Q. "It's on a case," with a strap that would</p>	<p>1 Meja</p> <p>2 Q. So is it on your left hip?</p> <p>3 A. Yeah.</p> <p>4 Q. And it's not in a pocket, it's attached via</p> <p>5 the --</p> <p>6 A. No. It's called Incase, and it's a case which</p> <p>7 it has a belt clip.</p> <p>8 Q. And it was clipped to your belt?</p> <p>9 A. Yeah, so it wraps the iPod, pretty secure.</p> <p>10 It's like a glove. That's the basis behind them.</p> <p>11 Q. Was your orange basketball jersey coming down</p> <p>12 below your waist when you were urinating?</p> <p>13 A. Hmm? I'm sorry?</p> <p>14 Q. Your orange basketball jersey, you said it</p> <p>15 came down below your waist.</p> <p>16 A. Mm-hmm.</p> <p>17 Q. What did you do to move that out of the way</p> <p>18 when you were urinating?</p> <p>19 A. Didn't need to.</p> <p>20 Q. It didn't reach your penis?</p> <p>21 A. It was -- no.</p> <p>22 Q. Do you still have that orange basketball</p> <p>23 jersey?</p> <p>24 A. Yes.</p> <p>25 Q. You still have the burgundy gym bag?</p>
Page 143	Page 145
<p>1 Meja</p> <p>2 attach to your belt buckle?</p> <p>3 A. With a clip.</p> <p>4 Q. A clip?</p> <p>5 A. Yeah.</p> <p>6 Q. Were you worried about that potentially</p> <p>7 falling into the urinal at all?</p> <p>8 A. No. It's a pretty good case.</p> <p>9 Q. You didn't have to adjust that or move that --</p> <p>10 A. Never do.</p> <p>11 Q. -- when you were going to urinate?</p> <p>12 A. No.</p> <p>13 Q. And the headphones that you had --</p> <p>14 A. Yeah.</p> <p>15 Q. -- the cord on that, you didn't have to adjust</p> <p>16 that at all when you were going to urinate?</p> <p>17 A. No, because I usually wear my iPod towards my</p> <p>18 back on the left side, and so the string comes out of</p> <p>19 my--</p> <p>20 Q. The V-neck?</p> <p>21 A. Yeah. Thank you.</p> <p>22 Q. It goes underneath your V-neck --</p> <p>23 A. Yeah.</p> <p>24 Q. -- towards your back on the left side?</p> <p>25 A. Yeah.</p>	<p>1 Meja</p> <p>2 A. Yes.</p> <p>3 MR. BROPHY: Counsel, I'm going to make a</p> <p>4 request for DNI on that. We'll follow up with</p> <p>5 a letter.</p> <p>6 MS. CONTI-COOK: Taken under advisement.</p> <p>7 Q. Do you still have the artwork frame?</p> <p>8 A. No.</p> <p>9 Q. Do you still have the bag that was carrying</p> <p>10 the artwork frame?</p> <p>11 A. No.</p> <p>12 Q. Do you still have the gray cargo shorts that</p> <p>13 you were wearing that day?</p> <p>14 A. I think so.</p> <p>15 MR. BROPHY: Same request, we'll follow</p> <p>16 up.</p> <p>17 MS. CONTI-COOK: Taken under advisement.</p> <p>18 Q. Do you still have the belt buckle, the belt</p> <p>19 you were wearing that day?</p> <p>20 A. I don't remember which belt.</p> <p>21 Q. When you were done urinating, you were able</p> <p>22 to, obviously, put your penis back into your boxers and</p> <p>23 put it back into your pants, right?</p> <p>24 A. Yes.</p> <p>25 Q. Did you have to step back from the urinal to</p>

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Page 154	Page 156
<p>1 Mejia</p> <p>2 towards the exit --</p> <p>3 A. Correct.</p> <p>4 Q. -- to get and reach Information?</p> <p>5 A. I believe so, yes.</p> <p>6 Q. And you knew that on July 9, 2014?</p> <p>7 A. Yes.</p> <p>8 Q. So you're familiar with where Information was</p> <p>9 at that point?</p> <p>10 A. Yes.</p> <p>11 Q. And where the booth was, right?</p> <p>12 A. Where is what booth?</p> <p>13 Q. The Information booth.</p> <p>14 A. The Information booth, yes.</p> <p>15 Q. Yes. And how far is that then from the</p> <p>16 escalator that you had to take up from the subway to the</p> <p>17 first floor?</p> <p>18 MS. CONTI-COOK: Objection.</p> <p>19 A. I don't know.</p> <p>20 Q. You don't know, but you know it's behind you?</p> <p>21 A. I know that it's behind me, yes.</p> <p>22 Q. Okay. And you'd have to backtrack, but you</p> <p>23 don't know how long?</p> <p>24 MS. CONTI-COOK: Objection.</p> <p>25 A. Yeah.</p>	<p>1 Mejia</p> <p>2 Q. Were you stopped?</p> <p>3 A. Yes.</p> <p>4 Q. How were you stopped?</p> <p>5 A. I was tapped on the shoulder.</p> <p>6 Q. Which shoulder?</p> <p>7 A. That I don't know.</p> <p>8 Q. Do you know where you were when you were</p> <p>9 tapped on the shoulder?</p> <p>10 A. About to take the escalator.</p> <p>11 Q. The escalator down to the first floor?</p> <p>12 A. Yes.</p> <p>13 Q. Were you going to take the stairs or the</p> <p>14 escalator?</p> <p>15 A. I don't, I don't know. I didn't --</p> <p>16 Q. Who tapped you on the shoulder?</p> <p>17 A. I didn't get that far.</p> <p>18 Q. I'm sorry. Who tapped you on the shoulder?</p> <p>19 A. There were three guys.</p> <p>20 Q. Describe them for me; what did they look like?</p> <p>21 A. Three white guys.</p> <p>22 Q. Can you be more specific?</p> <p>23 A. Two were tall and one was shorter.</p> <p>24 Q. Was the shorter one the one who smirked at</p> <p>25 you?</p>
Page 155	Page 157
<p>1 Mejia</p> <p>2 Q. You don't know how far the escalator that you</p> <p>3 took to the second floor, how far that was from the</p> <p>4 escalator that you took from the subway level to the --</p> <p>5 A. It's not that far.</p> <p>6 MS. CONTI-COOK: Objection.</p> <p>7 THE WITNESS: Sorry.</p> <p>8 Q. Okay. How far though? You say, "not that</p> <p>9 far," that --</p> <p>10 A. It doesn't -- I don't think it's that far. I</p> <p>11 don't know how far, but I don't think it's that far.</p> <p>12 It's -- you can see it.</p> <p>13 Q. So it is your testimony you knew where the</p> <p>14 Information booth was but you didn't know where any of</p> <p>15 the bathrooms were at the Port Authority Bus Terminal on</p> <p>16 July 9, 2014?</p> <p>17 MS. CONTI-COOK: Objection.</p> <p>18 A. That is correct.</p> <p>19 Q. You didn't know where your gate was for your</p> <p>20 bus, correct?</p> <p>21 MS. CONTI-COOK: Objection.</p> <p>22 A. That is correct.</p> <p>23 Q. And were you able to get to the Information</p> <p>24 booth that day?</p> <p>25 A. No.</p>	<p>1 Mejia</p> <p>2 A. Correct.</p> <p>3 Q. Is he the one who tapped you on the shoulder?</p> <p>4 A. I, I don't know.</p> <p>5 Q. Did you speak to the shorter one after he had</p> <p>6 stopped you?</p> <p>7 A. No. My headphones were still in.</p> <p>8 Q. Did you have to take your headphones out?</p> <p>9 A. Yeah.</p> <p>10 Q. So one of the three tapped you on the</p> <p>11 shoulder, you don't know who?</p> <p>12 A. No.</p> <p>13 Q. You took your headphones out?</p> <p>14 A. Not immediately, no.</p> <p>15 Q. Okay. Well, what did you do after you were</p> <p>16 tapped?</p> <p>17 A. I looked back.</p> <p>18 Q. Did you have to turn around?</p> <p>19 A. Yeah.</p> <p>20 Q. You turned around, and then what did you do</p> <p>21 next?</p> <p>22 A. I, I don't know. I don't remember.</p> <p>23 Q. Did you take your headphones out at that</p> <p>24 point?</p> <p>25 A. No. Still no.</p>

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<p style="text-align: right;">Page 158</p> <p>1 Meja</p> <p>2 Q. Did they try to communicate with you?</p> <p>3 A. I think they were talking.</p> <p>4 Q. But you don't know what they were saying?</p> <p>5 A. No.</p> <p>6 Q. And you don't know who was speaking to you?</p> <p>7 A. Well, no. I don't remember.</p> <p>8 Q. You don't remember which one of the three</p> <p>9 spoke to you at that point?</p> <p>10 A. Uh-uh.</p> <p>11 Q. How long was it before -- well, how long was</p> <p>12 the time frame between when you were tapped on the</p> <p>13 shoulder and you took your headphones out?</p> <p>14 A. About 20, 30 seconds.</p> <p>15 Q. And what was going on in that 20 or 30</p> <p>16 seconds?</p> <p>17 A. I didn't, I didn't understand why I was being</p> <p>18 tapped on the shoulder or who they were or what's going</p> <p>19 on.</p> <p>20 Q. Okay. So then you take your headphones off,</p> <p>21 right?</p> <p>22 A. Mm-hmm.</p> <p>23 Q. What happened next?</p> <p>24 A. I said, "What?"</p> <p>25 Q. And then did one of the three say something to</p>	<p style="text-align: right;">Page 160</p> <p>1 Meja</p> <p>2 A. All three.</p> <p>3 Q. All three of them flashed their badges?</p> <p>4 A. Yeah, they had them on the hip and on their</p> <p>5 belts.</p> <p>6 Q. Were they uniformed officers?</p> <p>7 A. No.</p> <p>8 Q. They were wearing --</p> <p>9 A. Regular clothes.</p> <p>10 Q. And who said to you, "You know what you did"?</p> <p>11 A. The little one.</p> <p>12 Q. The little one who was in the bathroom?</p> <p>13 A. Yes.</p> <p>14 Q. To your right?</p> <p>15 A. Yes.</p> <p>16 Q. And when he said, "You know what you did," did</p> <p>17 you say anything back to him?</p> <p>18 A. I said, "No, I don't."</p> <p>19 Q. Did he respond or did any of them respond</p> <p>20 after that?</p> <p>21 A. No. They said to put, put the stuff down.</p> <p>22 And I think they said, "You're under arrest."</p> <p>23 Q. "Put the stuff down," what did they mean?</p> <p>24 A. The bag, put the bag down.</p> <p>25 Q. And when they told you you were under arrest,</p>
<p style="text-align: right;">Page 159</p> <p>1 Meja</p> <p>2 you?</p> <p>3 A. They were saying something, but I don't</p> <p>4 remember what they said.</p> <p>5 Q. Which one of them?</p> <p>6 A. The little one.</p> <p>7 Q. The little one said something to you?</p> <p>8 A. Yeah.</p> <p>9 Q. The guy who you -- did you recognize him as</p> <p>10 the guy who smirked at you?</p> <p>11 A. Yeah.</p> <p>12 Q. What did he say to you?</p> <p>13 A. I don't, I don't remember, to be honest with</p> <p>14 you.</p> <p>15 Q. Okay. So you don't know how that conversation</p> <p>16 went?</p> <p>17 MS. CONTI-COOK: Objection.</p> <p>18 A. No.</p> <p>19 Q. Was there any other conversation you had</p> <p>20 between yourself and these three individuals at that</p> <p>21 point?</p> <p>22 A. At some point they showed me the badge. And I</p> <p>23 don't know, I was like, yeah, so? What happened? What</p> <p>24 did I do? And he says, "You know what you did."</p> <p>25 Q. Who showed you the badge?</p>	<p style="text-align: right;">Page 161</p> <p>1 Meja</p> <p>2 did you respond to that at all?</p> <p>3 A. I said, "For what?" And they said again, "You</p> <p>4 know what you did."</p> <p>5 Q. And that was the little one, the guy who said,</p> <p>6 "You know what you did"?</p> <p>7 A. Yeah.</p> <p>8 Q. Is he the one who told you you were under</p> <p>9 arrest as well?</p> <p>10 A. I believe so.</p> <p>11 Q. He's the one who told you to put the bag down?</p> <p>12 A. Mm-hmm.</p> <p>13 Q. And did they eventually handcuff you?</p> <p>14 A. I'm sorry. Yes.</p> <p>15 Q. I'm sorry, right?</p> <p>16 A. I'm sorry, what?</p> <p>17 Q. The one who told you you were under arrest was</p> <p>18 the little one, right?</p> <p>19 A. Yes.</p> <p>20 Q. The one who handcuffed you, was that the</p> <p>21 little one as well?</p> <p>22 A. That I couldn't tell you. I don't remember.</p> <p>23 Q. Did they handcuff you by the escalators?</p> <p>24 A. Yeah.</p> <p>25 Q. Do you know where by the escalators?</p>

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<p style="text-align: right;">Page 178</p> <p>1 Meja</p> <p>2 A. Yes. I don't know if it was a T-shirt or a</p> <p>3 polo, but it was navy blue.</p> <p>4 Q. Navy blue?</p> <p>5 A. Yes.</p> <p>6 Q. T-shirt though, or you don't know if it was a</p> <p>7 T-shirt or polo?</p> <p>8 A. Yeah.</p> <p>9 Q. Solid blue?</p> <p>10 A. Yes.</p> <p>11 Q. No other colors, right?</p> <p>12 MS. CONTI-COOK: Objection.</p> <p>13 A. No.</p> <p>14 Q. Did anything else about his appearance stick</p> <p>15 out to you that evening when he stopped you after you</p> <p>16 left the bathroom?</p> <p>17 A. No.</p> <p>18 Q. How about the other two individuals, can you</p> <p>19 give a description of either one of them as you sit here</p> <p>20 today?</p> <p>21 A. Tall, blond, taller, blond.</p> <p>22 Q. So there was a tall blond guy and then a</p> <p>23 taller blond guy?</p> <p>24 A. No, I'm describing the same person. They're</p> <p>25 both about the same anyway.</p>	<p style="text-align: right;">Page 180</p> <p>1 Meja</p> <p>2 one that was in court.</p> <p>3 Q. Is that the one you're describing, the one in</p> <p>4 court?</p> <p>5 A. Yeah.</p> <p>6 Q. Tall and blond?</p> <p>7 A. Yeah, darker blond, not --</p> <p>8 Q. What about the other individual who wasn't in</p> <p>9 court, what did he look like?</p> <p>10 A. I don't really remember him.</p> <p>11 Q. Did he talk to you at all when you were</p> <p>12 stopped?</p> <p>13 A. No.</p> <p>14 Q. After you were stopped and he walked back to</p> <p>15 the --</p> <p>16 A. Well, which one are you asking me if he spoke</p> <p>17 to me?</p> <p>18 Q. Sure. You have the tall blond guy who went to</p> <p>19 court, right?</p> <p>20 A. Mm-hmm.</p> <p>21 Q. You have the shorter individual, right?</p> <p>22 A. Right.</p> <p>23 Q. And then you have the other person who you</p> <p>24 can't give a description of?</p> <p>25 A. Correct.</p>
<p style="text-align: right;">Page 179</p> <p>1 Meja</p> <p>2 Q. Tall with blond hair?</p> <p>3 A. Yeah.</p> <p>4 Q. Did either one of them have facial hair?</p> <p>5 A. I don't remember.</p> <p>6 Q. What kind of haircuts?</p> <p>7 A. I don't remember.</p> <p>8 Q. When you say tall, were they taller than you?</p> <p>9 A. Yeah, a little bit.</p> <p>10 Q. Can you describe their body shape?</p> <p>11 MS. CONTI-COOK: Objection.</p> <p>12 A. Regular.</p> <p>13 Q. Skinny, overweight, medium?</p> <p>14 MS. CONTI-COOK: Objection.</p> <p>15 A. Medium.</p> <p>16 MS. CONTI-COOK: You're asking about two</p> <p>17 different people?</p> <p>18 MR. BROPHY: Yeah. He said he couldn't</p> <p>19 tell the difference, and I am asking if there's</p> <p>20 anything he can tell me about either one of</p> <p>21 them.</p> <p>22 MS. CONTI-COOK: Well, there was a tall</p> <p>23 blond one and another tall one.</p> <p>24 Q. Who was also blond, right?</p> <p>25 A. I don't remember the other one. I know the</p>	<p style="text-align: right;">Page 181</p> <p>1 Meja</p> <p>2 Q. The other person you can't give a description</p> <p>3 of, did he ever speak to you?</p> <p>4 A. No.</p> <p>5 Q. He flashed you his badge?</p> <p>6 A. Yeah.</p> <p>7 Q. That was about the only interaction you had</p> <p>8 with him?</p> <p>9 A. It's the only thing I can remember.</p> <p>10 Q. Were you eventually walked back to the police</p> <p>11 precinct?</p> <p>12 A. Yes.</p> <p>13 Q. Okay. Was the person you can't describe, did</p> <p>14 he walk with you back to the police precinct?</p> <p>15 A. Yes.</p> <p>16 Q. When was the last time you saw him?</p> <p>17 A. Once I entered, I don't recall seeing him</p> <p>18 again.</p> <p>19 Q. And before he had stopped you with the two</p> <p>20 other officers, had you seen that other individual who</p> <p>21 you can't describe?</p> <p>22 A. No.</p> <p>23 Q. How long did it take you to walk from the time</p> <p>24 handcuffs were put on you to the time back to the police</p> <p>25 precinct?</p>

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<p style="text-align: right;">Page 182</p> <p>1 Meja</p> <p>2 A. I'm not sure.</p> <p>3 Q. More than five minutes?</p> <p>4 A. Seemed like three hours, but I can't tell you.</p> <p>5 Q. Why did it seem like three hours?</p> <p>6 A. Because it seemed like a long time.</p> <p>7 Q. Is there any reason why it seemed like a long</p> <p>8 time?</p> <p>9 A. It just did.</p> <p>10 Q. Before July 9, 2014, how did you know which</p> <p>11 gate to go to to get the buses that you were taking from</p> <p>12 the Port Authority Bus Terminal?</p> <p>13 MS. CONTI-COOK: Objection.</p> <p>14 A. Repeat the question.</p> <p>15 Q. Sure. Before July 9, 2014, how did you know</p> <p>16 which gates to go to to take the buses that you were</p> <p>17 taking from the Port Authority Bus Terminal?</p> <p>18 MS. CONTI-COOK: Same objection.</p> <p>19 A. Same thing I said before.</p> <p>20 Q. And what is that?</p> <p>21 A. I would look to see where it was.</p> <p>22 Q. What would you look at?</p> <p>23 A. At the Information place.</p> <p>24 Q. You'd ask them at Information?</p> <p>25 A. Yeah.</p>	<p style="text-align: right;">Page 184</p> <p>1 Meja</p> <p>2 urinal?</p> <p>3 A. From the urinal.</p> <p>4 Q. From the urinal itself?</p> <p>5 A. Mm-hmm.</p> <p>6 Q. Well, you know the urinal comes out at the</p> <p>7 bottom, right? Are you talking about three or four</p> <p>8 inches of where it comes out of the bottom or are you</p> <p>9 talking about three or four inches from the wall of the</p> <p>10 urinal itself?</p> <p>11 A. The urinal is pretty close to my body.</p> <p>12 Q. Can you give me an estimate as to what "pretty</p> <p>13 close" means?</p> <p>14 MS. CONTI-COOK: Objection.</p> <p>15 A. Again, about three inches.</p> <p>16 Q. Three inches. And is the burgundy bag at your</p> <p>17 hip at that point?</p> <p>18 MS. CONTI-COOK: Objection.</p> <p>19 Q. When you were the urinal.</p> <p>20 A. Still at the hip.</p> <p>21 Q. It's not towards your back at all?</p> <p>22 A. Still at the hip.</p> <p>23 Q. It didn't fall towards your back at any point</p> <p>24 when you were urinating?</p> <p>25 MS. CONTI-COOK: Objection.</p>
<p style="text-align: right;">Page 183</p> <p>1 Meja</p> <p>2 Q. Yes?</p> <p>3 A. Yes.</p> <p>4 Q. The Information booth was open every time you</p> <p>5 went there?</p> <p>6 A. Yes.</p> <p>7 Q. Is there any other way that you know of of</p> <p>8 finding out the gate of the bus that you're taking</p> <p>9 besides asking Information at the Port Authority Bus</p> <p>10 Terminal?</p> <p>11 A. No.</p> <p>12 Q. That's the only way you know, right?</p> <p>13 A. Yup.</p> <p>14 Q. When you were at the urinal that day, July 9,</p> <p>15 2014, the second floor of the Port Authority Bus</p> <p>16 Terminal urinating, how deep into the partitions towards</p> <p>17 the urinal were you?</p> <p>18 A. I think pretty close.</p> <p>19 Q. A couple inches, six inches; can you give me</p> <p>20 an estimate?</p> <p>21 A. Three inches, four inches.</p> <p>22 Q. We're talking about to the wall of the urinal,</p> <p>23 correct?</p> <p>24 A. Mm-hmm.</p> <p>25 Q. Three or four inches from the wall of the</p>	<p style="text-align: right;">Page 185</p> <p>1 Meja</p> <p>2 A. No.</p> <p>3 Q. After you were handcuffed and when you were</p> <p>4 walked back towards the police precinct, did you have</p> <p>5 any conversations with any of the three officers?</p> <p>6 A. No.</p> <p>7 Q. Did you ever hear them having any</p> <p>8 conversations with each other?</p> <p>9 A. No.</p> <p>10 Q. No, okay. So you walked pretty much in</p> <p>11 silence from the time you were handcuffed until the time</p> <p>12 you got back to the police precinct?</p> <p>13 A. Yes.</p> <p>14 Q. Is the police precinct on the same floor that</p> <p>15 you were on?</p> <p>16 A. I don't believe so.</p> <p>17 Q. Did you have to go down a floor?</p> <p>18 A. I think so.</p> <p>19 Q. Did you take the escalator to get down?</p> <p>20 A. I think so.</p> <p>21 Q. When was the last time you ate before entering</p> <p>22 the Port Authority Bus Terminal on July 9, 2014?</p> <p>23 A. The last I ate?</p> <p>24 Q. Sure.</p> <p>25 A. I don't remember.</p>

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<p>1 Meja</p> <p>2 Q. Did you eat after the gym or before the gym?</p> <p>3 MS. CONTI-COOK: Objection.</p> <p>4 A. Still don't remember.</p> <p>5 Q. When you got back to the police precinct, did</p> <p>6 they take the handcuffs off of you?</p> <p>7 A. No.</p> <p>8 Q. What happened next when you got there?</p> <p>9 A. They handcuffed me to a bench.</p> <p>10 Q. How long were you handcuffed to the bench for?</p> <p>11 A. A while.</p> <p>12 Q. Can you give me an estimate as to the time?</p> <p>13 A. Thirty, 45 minutes.</p> <p>14 Q. Which hand or were both hands handcuffed to</p> <p>15 the bench or just one hand?</p> <p>16 A. I think just one.</p> <p>17 Q. Do you know which hand?</p> <p>18 A. Probably my left.</p> <p>19 Q. When you got back to the precinct, did you</p> <p>20 overhear any conversations between the -- now it's the</p> <p>21 two officers, right, that arrested you -- did you hear</p> <p>22 them speak to each other?</p> <p>23 MS. CONTI-COOK: Objection.</p> <p>24 A. I wasn't paying attention.</p> <p>25 Q. No, okay. So you don't recall any</p>	<p>1 Meja</p> <p>2 Q. Not one of those people, meaning not one of</p> <p>3 the three --</p> <p>4 A. No, not one of the three that I went -- sorry.</p> <p>5 Q. Let me -- I'll finish. Sorry.</p> <p>6 When you say you asked somebody else, it's</p> <p>7 not one of the three individuals who you saw when</p> <p>8 you were initially stopped, right?</p> <p>9 A. Correct.</p> <p>10 Q. When you say you asked someone, is this</p> <p>11 another Port Authority Police officer, to your</p> <p>12 knowledge?</p> <p>13 A. He was in the precinct.</p> <p>14 Q. What did you ask him or her?</p> <p>15 A. How long this takes.</p> <p>16 Q. Did you get an answer?</p> <p>17 A. He said he doesn't know.</p> <p>18 Q. Where was this person in relation to you when</p> <p>19 you asked this question?</p> <p>20 A. He passed me by.</p> <p>21 Q. Walking by you?</p> <p>22 A. Yeah.</p> <p>23 Q. And that's the only thing that you can recall</p> <p>24 happening when you were handcuffed for 30, 40 minutes?</p> <p>25 A. Yes.</p>
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<p>1 Meja</p> <p>2 conversations they may have had with each other when you</p> <p>3 were back there; is that fair?</p> <p>4 MS. CONTI-COOK: Objection.</p> <p>5 A. They weren't where I was, so I don't know.</p> <p>6 Q. Okay. Did you hear any other conversations</p> <p>7 amongst officers when you were back at the precinct?</p> <p>8 A. I'm sure they were talking, but...</p> <p>9 Q. Do you know what they were talking about; do</p> <p>10 you have a memory?</p> <p>11 A. No.</p> <p>12 Q. Nothing sticks out in your head?</p> <p>13 MS. CONTI-COOK: Objection.</p> <p>14 A. No.</p> <p>15 Q. When you were handcuffed to the bench, did you</p> <p>16 then speak to somebody?</p> <p>17 A. No.</p> <p>18 Q. No. You were just sitting there for 30, 40</p> <p>19 minutes with no information?</p> <p>20 A. I was asking, and they said -- I asked</p> <p>21 someone, but it wasn't any of those people.</p> <p>22 Q. Do you know who you asked; another officer?</p> <p>23 A. Someone, yeah.</p> <p>24 Q. Another officer; do you know?</p> <p>25 A. Yeah, had to be.</p>	<p>1 Meja</p> <p>2 Q. Eventually the handcuffs came off, right?</p> <p>3 A. Yes.</p> <p>4 Q. And then what happened next?</p> <p>5 A. Put me in a cell.</p> <p>6 Q. And how long were you in the cell for?</p> <p>7 A. About two-and-a-half hours.</p> <p>8 Q. Were there any times where you came out of the</p> <p>9 cell and had to go back in?</p> <p>10 A. Yes.</p> <p>11 Q. What would you have come out of the cell for?</p> <p>12 A. I wasn't free to come out of the cell. They</p> <p>13 took me out of the cell.</p> <p>14 Q. To do what?</p> <p>15 A. To fingerprint, picture, and a phone call.</p> <p>16 Q. They took your photograph?</p> <p>17 A. Yes.</p> <p>18 Q. Did they ever ask you for identification?</p> <p>19 A. No.</p> <p>20 Q. Did they take your personal effects from you?</p> <p>21 A. Yes.</p> <p>22 Q. And when did they do that?</p> <p>23 A. When I was sitting in the bench.</p> <p>24 Q. And you gave them everything you had on you at</p> <p>25 that point?</p>

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<p>1 Meja</p> <p>2 MS. CONTI-COOK: Objection.</p> <p>3 A. Yes.</p> <p>4 Q. And when you gave all your personal effects,</p> <p>5 did you give it to one of the two officers you</p> <p>6 described, the tall blond one or the short one?</p> <p>7 A. Yes.</p> <p>8 Q. Which one; do you know?</p> <p>9 A. The tall one.</p> <p>10 Q. You gave all of it to the tall blond one?</p> <p>11 A. Yes.</p> <p>12 Q. Did he take the photograph of you as well?</p> <p>13 A. Yes.</p> <p>14 Q. Did he fingerprint you as well?</p> <p>15 A. Correct.</p> <p>16 Q. Once you had gotten back to the precinct, did</p> <p>17 you see the short gentleman at all?</p> <p>18 A. Yes.</p> <p>19 Q. Did you have any interaction with him?</p> <p>20 A. No.</p> <p>21 Q. Did you ever hear him saying anything when you</p> <p>22 were at the precinct?</p> <p>23 A. No.</p> <p>24 Q. Who handcuffed you to the bench?</p> <p>25 A. Don't remember.</p>	<p>1 Meja</p> <p>2 A. Correct.</p> <p>3 Q. Okay. And why did you call Oscar?</p> <p>4 A. To tell him that I wasn't going to make it.</p> <p>5 Q. Did you tell him why you weren't going to make</p> <p>6 it?</p> <p>7 A. I did not.</p> <p>8 Q. Did he ask why?</p> <p>9 A. No.</p> <p>10 Q. Did you have to call him again that night to</p> <p>11 let him know that you were going to make it?</p> <p>12 A. Yeah.</p> <p>13 Q. You used your cell phone for that?</p> <p>14 A. Yes.</p> <p>15 Q. This is after you were released?</p> <p>16 A. Yes.</p> <p>17 Q. Did you text him or phone him?</p> <p>18 A. Don't remember.</p> <p>19 Q. You knew what his phone number was when you</p> <p>20 called him from the Port Authority Police precinct?</p> <p>21 MS. CONTI-COOK: Objection.</p> <p>22 A. No.</p> <p>23 Q. How did you get his phone number at that time?</p> <p>24 A. The officer went into my phone and gave me the</p> <p>25 number, well, he wrote down the number so I can call.</p>
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<p>1 Meja</p> <p>2 Q. Who took the handcuffs off and put you in the</p> <p>3 cell?</p> <p>4 A. The tall one.</p> <p>5 Q. And then when you were taken out of the cell</p> <p>6 to do all that processing, that was the tall one as</p> <p>7 well, correct?</p> <p>8 MS. CONTI-COOK: Objection.</p> <p>9 Q. Talking about the fingerprinting, photograph,</p> <p>10 and phone call?</p> <p>11 A. Yes.</p> <p>12 Q. He was the one who let you out of the cell?</p> <p>13 A. Correct.</p> <p>14 Q. When he let you out of the cell, were you</p> <p>15 handcuffed at that point again?</p> <p>16 A. When he took me out of the cell?</p> <p>17 Q. Sure.</p> <p>18 A. I don't think so. I don't remember.</p> <p>19 Q. And when you made the phone call, who did you</p> <p>20 call?</p> <p>21 A. Oscar.</p> <p>22 Q. Did you make that phone call on your cell</p> <p>23 phone?</p> <p>24 A. No.</p> <p>25 Q. On a Port Authority Police phone?</p>	<p>1 Meja</p> <p>2 Q. Did you ask the officer to do that for you?</p> <p>3 A. Yes.</p> <p>4 Q. Is this the tall blond officer as well?</p> <p>5 A. Correct.</p> <p>6 Q. Did you ask the tall blond officer at any time</p> <p>7 how long this was going to take?</p> <p>8 A. Time and time again.</p> <p>9 Q. Did he respond to you?</p> <p>10 A. We're gonna get you out of here.</p> <p>11 Q. Is that what he said?</p> <p>12 A. Yes.</p> <p>13 Q. Did that make you feel better?</p> <p>14 MS. CONTI-COOK: Objection.</p> <p>15 A. Yes, no.</p> <p>16 Q. "Yes, no"?</p> <p>17 A. It wasn't happening. I kept asking.</p> <p>18 Q. When you called Oscar later that night to let</p> <p>19 him know that you were actually going to show up, did</p> <p>20 you tell him why you were delayed?</p> <p>21 A. No.</p> <p>22 Q. Have you ever spoken to Oscar about your</p> <p>23 arrest?</p> <p>24 A. Yes.</p> <p>25 Q. So eventually you did tell him that you were</p>

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<p>1 Mejia</p> <p>2 arrested that evening?</p> <p>3 A. Yes.</p> <p>4 Q. When did you speak to him about it?</p> <p>5 A. That day, that night.</p> <p>6 Q. In person?</p> <p>7 A. Yes.</p> <p>8 Q. What did you tell him?</p> <p>9 A. That I went to the bathroom, that I was</p> <p>10 arrested and that I didn't know why.</p> <p>11 Q. Did anyone ever tell you why you were arrested</p> <p>12 from the Port Authority Police?</p> <p>13 A. No. Sorry. At what point?</p> <p>14 Q. Sure. That evening.</p> <p>15 A. No.</p> <p>16 Q. Let me try to finish. I'm sorry. I know you</p> <p>17 know --</p> <p>18 A. I thought you were done.</p> <p>19 Q. I'm sorry, it's my fault. Yeah, my fault.</p> <p>20 That evening from the time you were</p> <p>21 stopped by the police to the time you were released,</p> <p>22 did anyone from the Port Authority Police explain to</p> <p>23 you why you were arrested?</p> <p>24 A. No.</p> <p>25 Q. Were you given any paperwork when you were let</p>	<p>1 Mejia</p> <p>2 Q. It's a single cell?</p> <p>3 MS. CONTI-COOK: Objection.</p> <p>4 A. I don't know the difference.</p> <p>5 Q. Was there a sink in there?</p> <p>6 A. No.</p> <p>7 Q. A bathroom, anything like that?</p> <p>8 A. I don't really remember, no.</p> <p>9 Q. Did you ask to use the bathroom at any point</p> <p>10 in that couple hours you were in there?</p> <p>11 A. No.</p> <p>12 Q. Did you have to use the bathroom or not?</p> <p>13 A. No.</p> <p>14 Q. You don't have any medical conditions, like an</p> <p>15 overactive bladder or anything like that, correct?</p> <p>16 A. Not that I know of.</p> <p>17 Q. You don't have any difficulty urinating?</p> <p>18 A. No.</p> <p>19 Q. No enlarged prostate or anything like that?</p> <p>20 A. No.</p> <p>21 Q. You didn't have it back then in 2014, correct?</p> <p>22 A. No.</p> <p>23 Q. So when you were released that night -- strike</p> <p>24 that.</p> <p>25 Did you feel humiliated when you were</p>
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<p>1 Mejia</p> <p>2 go that night?</p> <p>3 A. I was given a piece of paper.</p> <p>4 Q. What piece of paper?</p> <p>5 A. To show up in court on whatever date that was.</p> <p>6 Q. Do you still have that piece of paper?</p> <p>7 A. No.</p> <p>8 Q. That was the only thing, a piece of paper you</p> <p>9 were given that night from the Port Authority Police?</p> <p>10 A. That, and the envelope with my stuff and the</p> <p>11 frame and my bag.</p> <p>12 Q. Did the blond officer ever tell you why it was</p> <p>13 taking as long as it took to get you out of there?</p> <p>14 A. No.</p> <p>15 Q. So besides being fingerprinted, photographed</p> <p>16 and the phone call, and -- well, strike that. Let me</p> <p>17 ask it this way:</p> <p>18 Outside of being handcuffed to the bench</p> <p>19 and being fingerprinted, photographed and</p> <p>20 handcuffed, the rest of the time that you were at</p> <p>21 the Port Authority precinct, you were in a cell,</p> <p>22 correct?</p> <p>23 A. Correct.</p> <p>24 Q. Were you alone in the cell?</p> <p>25 A. I was.</p>	<p>1 Mejia</p> <p>2 arrested that evening?</p> <p>3 A. Did I what?</p> <p>4 Q. Did you feel humiliated that evening when you</p> <p>5 were arrested?</p> <p>6 A. Yes.</p> <p>7 Q. Embarrassed?</p> <p>8 A. Not embarrassed.</p> <p>9 Q. Why did you feel humiliated?</p> <p>10 A. Because I was never given an answer.</p> <p>11 Q. Were you confused by it?</p> <p>12 A. Yes.</p> <p>13 Q. And you were confused because you didn't know</p> <p>14 why you were arrested, right?</p> <p>15 A. Right.</p> <p>16 Q. Nobody explained it to you that evening,</p> <p>17 right?</p> <p>18 A. No.</p> <p>19 Q. Who let you out of the cell that night; do you</p> <p>20 know?</p> <p>21 A. Might have been him. I'm not sure.</p> <p>22 Q. "Him" being the tall blond gentlemen?</p> <p>23 A. The tall guy, yeah.</p> <p>24 Q. You're not sure though?</p> <p>25 A. No.</p>

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<p>1 Meja</p> <p>2 A. Repeat the question.</p> <p>3 Q. Sure.</p> <p>4 MR. BROPHY: Read it back, please.</p> <p>5 (Whereupon, pending question was read.)</p> <p>6 A. No.</p> <p>7 Q. And what do you think the basis of you being</p> <p>8 targeted was?</p> <p>9 MS. CONTI-COOK: Objection.</p> <p>10 A. Could be a number of things.</p> <p>11 Q. What do you think those "number of things"</p> <p>12 are?</p> <p>13 A. I don't -- it's not about what I think. I</p> <p>14 don't know.</p> <p>15 Q. I'm asking you.</p> <p>16 A. I don't know.</p> <p>17 Q. So you don't know --</p> <p>18 A. Could be 'cause I'm Spanish, could be 'cause</p> <p>19 I'm, I don't know, anything.</p> <p>20 Q. Well, there's no allegation that you were</p> <p>21 targeted because of your race in this lawsuit; are you</p> <p>22 aware of that?</p> <p>23 A. I am.</p> <p>24 Q. This lawsuit is based on the fact that --</p> <p>25 strike that -- the allegation that the Port Authority</p>	<p>1 Meja</p> <p>2 Q. And you're still a male, correct?</p> <p>3 MS. CONTI-COOK: Objection.</p> <p>4 A. Yes.</p> <p>5 Q. Okay. What about your appearance gave off</p> <p>6 that you were transgender?</p> <p>7 MS. CONTI-COOK: Objection.</p> <p>8 A. I didn't say I was transgender.</p> <p>9 Q. Okay. But what about your appearance would</p> <p>10 give off the impression that you were transgender?</p> <p>11 MS. CONTI-COOK: Objection.</p> <p>12 Q. Is there anything?</p> <p>13 A. A question for them, not for me.</p> <p>14 Q. Yeah, but you're the one making the</p> <p>15 allegation, sir, right? You're saying, I was targeted</p> <p>16 because I appeared either as being homosexual or</p> <p>17 transgender.</p> <p>18 I'm asking you, what about your appearance</p> <p>19 would give off the impression that you are</p> <p>20 homosexual or transgender?</p> <p>21 MS. CONTI-COOK: Objection. I want to</p> <p>22 correct the record. He said gender. I don't</p> <p>23 think he said transgender.</p> <p>24 A. I still don't know what gave off that</p> <p>25 impression. Could have been that I walked, could have</p>
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<p>1 Meja</p> <p>2 Police targeted people who appeared homosexual or</p> <p>3 transgender; are you aware of that?</p> <p>4 MS. CONTI-COOK: Objection.</p> <p>5 A. So you answered your own question.</p> <p>6 Q. Is that what you think you were targeted for?</p> <p>7 A. Seems that way, yes.</p> <p>8 Q. What in your appearance would give off the</p> <p>9 impression that you were a homosexual?</p> <p>10 MS. CONTI-COOK: Objection.</p> <p>11 A. A question for them.</p> <p>12 Q. Yeah, but I'm asking you.</p> <p>13 A. I don't know.</p> <p>14 Q. You're the one making the allegation. I think</p> <p>15 it's fair for you to answer.</p> <p>16 What about your appearance would give off</p> <p>17 the impression that you were a homosexual that was</p> <p>18 being targeted?</p> <p>19 MS. CONTI-COOK: Objection.</p> <p>20 A. I don't know.</p> <p>21 Q. You have no idea?</p> <p>22 A. Still no.</p> <p>23 Q. And you're not transgender; is that correct?</p> <p>24 MS. CONTI-COOK: Objection.</p> <p>25 A. I was born male.</p>	<p>1 Meja</p> <p>2 been how I looked, could have been how I -- anything.</p> <p>3 It could have been anything.</p> <p>4 Q. Anything about the way you looked could give</p> <p>5 off any impression to anybody; is that what you're</p> <p>6 saying?</p> <p>7 MS. CONTI-COOK: Objection.</p> <p>8 A. It's a matter of opinion. I don't know.</p> <p>9 Q. You don't know?</p> <p>10 A. No.</p> <p>11 Q. What is your opinion as to why you were</p> <p>12 targeted?</p> <p>13 MS. CONTI-COOK: Objection.</p> <p>14 A. I don't know.</p> <p>15 Q. What is your opinion about how you were</p> <p>16 dressed that day; do you have an opinion about it?</p> <p>17 MS. CONTI-COOK: Objection.</p> <p>18 A. I don't understand the question. Do I have an</p> <p>19 opinion about how I was dressed?</p> <p>20 Q. Yeah.</p> <p>21 MS. CONTI-COOK: Objection.</p> <p>22 A. I was dressed normally.</p> <p>23 Q. You don't recall telling the New York Times</p> <p>24 you didn't think that you were dressed in a way that</p> <p>25 somebody would look at you in a respectful way?</p>